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ADVENTURES OF BRADY.

From *Shimmin's Journal*, October number, 1836.
Samuel Brady, the hero of the following narrative, was only six feet in height, with light blue eyes, fair skin and dark hair. He was remarkably straight, an athletic, bold and vigorous backwoodsman, inured to all the toils and hardships of a frontier life, and had become very obnoxious to the Indians, from his numerous successful attacks on their war parties, and from shooting them in his hunting excursions, whenever they crossed his path, or came within reach of his rifle; for he was personally engaged in more hazardous contests with the savages, than any other man west of the mountains, except Daniel Boone. He was, in fact, an Indian hunter, as many of the early borderers were. This class of men appear to have been more numerous in this region, than in any other portions of the frontier, and this doubtless arose from the slaughter at Braddock's defeat, and the numerous murders and attacks on defenceless families that for many years followed this disaster. Brady was also a very successful trapper and hunter, and took more beavers than any of the Indians themselves. In one of his adventurous trapping excursions, to the waters of the Beaver river on Mahoning, which in early days so abounded with the animals of this species, that it took its name from this fact, it so happened that the Indians surprised him in his camp and took him prisoner. To have shot or wounded him on the spot, would have been but a small gratification to that of satisfying their revenge by burning him at a slow fire, in presence of all the Indians of their village. He was therefore taken alive to their encampment, on the west bank of the Beaver river, about a mile and a half from its mouth. After the usual exultations and rejoicings at the capture of a noted enemy, and causing him to run the gauntlet, a fire was prepared, near which Brady was placed, after being stripped naked, and with his hands unbound. Previously to tying him to the stake, a large circle was formed around him, consisting of men, women and children, dancing and yelling and uttering all manner of threats and abuse that their small knowledge of the English language could afford. The prisoner looked on these preparations for death, and on his savage foes, with a firm countenance and steady eye, meeting all their threats with a truly savage fortitude. In the midst of their dancing and rejoicing, a squaw of one of the chiefs came near him with a child in her arms. Quick as thought, he stretched the child from her and threw it into the midst of the flames. Horror-struck at the sudden outrage, the Indians simultaneously rushed to rescue the infant from the fire. In the midst of this confusion, Brady darted from the circle, overturning all that came in his way, and rushed into the thickets with the Indians at his heels. He ascended the steep side of the present hill, amidst a shower of bullets, and dashing down the opposite declivity, secreted himself in the deep ravines and laurel thickets that abound for several miles to the west of it. His knowledge of the country and wonderful activity, enabled him to elude his enemies, and reach the settlement on the south of the Ohio river, which he crossed by swimming. The hill near whose base this adventure is said to have happened, still goes by his name; and the incident is often referred to by the traveller, as the coach is slowly dragged up its side.

Capt. Brady seems to have been as much the Daniel Boone of the north east part of the valley of the Ohio, as the other was of the south west, and the country is a quality full of contradictory legends of his hardy adventures and his broadsword escapades, although he has lacked a *Liberty* to chronicle his fame, and to transmit to posterity in the glowing and beautiful language of that distinguished annalist of the West. From undoubted authority, it seems the following incident actually transpired in this vicinity. Brady's residence was Charter's Creek, on the south side of the Ohio, as before noted in this diary; and being a man of heroic strength, activity and courage, he was generally selected as the leader of the hardy borderers in all their incursions into the Indian territory north of the river. On this occasion, which was about the year 1783, a large party of warriors from the falls of the Cuyahoga and the adjacent country, had made an incursion on the south side of the Ohio river, in the lower part of what is now Washington county, but which was then known as the settlement of 'Catfish camp,' after an old Indian of that name, who lived there when the whites first came into the country on the Monongahela river. This party had murdered several families, and with the plunder had recrossed the Ohio before effectual pursuit could be made. By Brady a party was directly summoned of his chosen followers, who hastened on after them, the Indians having one or two days

the start, he could not overtake them in time to arrest their return to their villages. Near the spot where the town of Lavena now stands the Indians separated into two parties, one of which went north and the other west, to the falls of the Cuyahoga. Brady's men also divided; a part pursued the northern trail, and a part with their commander to the Indian village, lying on the river in the present township of Northampton, in Portage county. Although Brady made his approaches with the utmost caution, the Indians expecting a pursuit, were on the look out and ready to receive him, with numbers farfold to those of Brady's party, whose only safety was in hasty retreat, which from the ardor of the pursuit, soon became a perfect flight. Brady directed his men to separate and each one take care of himself, but the Indians knowing Brady, and having a most inveterate hatred and dread of him, from the numerous chastisements which he had inflicted upon them, left all the others, and with united strength pursued him alone. The Cuyahoga here makes a wide bend to the south, including a large tract of several miles of surface, in the form of a peninsula; within this tract the pursuit was hotly contested. The Indians by extending their line to the right and left, forced him on to the bank of the stream. Having, in peaceable times, often hunted over this ground with the Indians, and knowing every turn of the Cuyahoga as familiarly as the villager knows the streets of his own hamlet, Brady directed his course to the river, at a spot where the whole stream is compressed, by the rocky cliffs, to a narrow channel of only twenty two feet across the top of the chasm, although it is considerably wider beneath, near the water, and its height more than twice that number of feet above the current. Through this pass the water rushes like a race horse, clashing and roaring at the confinement of its current by the rocky channel, while, a short distance above, the stream is at least fifty yards wide. As he approached the chasm, Brady, knowing that life or death was in the effort, concentrated his mighty powers, and leaped the stream at a single bound. It so happened, that in the opposite cliff, the leap was favored by a low place, into which he dropped, and grasping the bushes, he thus helped himself to ascend to the top of the cliff. The Indians, for a few moments, were lost in wonder, and before they had recovered their recollection, he was half way up the side of the opposite hill but still within reach of their rifles. They could easily have shot him at any moment before, but being bent on taking him alive, for torture, and to glut their long delayed revenge, they forbore the use of the rifle; but now seeing him likely to escape, they all fired upon him; one bullet wounded him severely in the hip, but not so badly as to prevent his progress. The Indians having to make a considerable circuit before they could cross the stream Brady advanced a good distance ahead. His limb was growing stiff from the wound, and as the Indians gained on him, he made for the pond which bears his name, and plunging in, swam under water a considerable distance, and came up under the trunk of a large oak, which had fallen into the pond. This, although leaving only a small breathing place to support life, still completely sheltered him from their sight. The Indians, tracing him by the blood to the water, made diligent search all round the pond but finding no signs of his exit, finally came to the conclusion that he had sunk and was drowned. As they were at the time standing on the very tree beneath which he was concealed, Brady understanding their language, was very glad to hear the result of their deliberations, and after they had gone, weary, lame, and hungry, he made good his retreat to his own home. His followers also returned in safety. The chasm across which he leaped is in sight of the bridge where we crossed the Cuyahoga, and is known in all that region by the name of "Brady's Leap."

Mexican Anecdote of Fedion Village.

In an Indian village far to the north, say the Indians, there lived in the old Spanish times a padre, a man of simple and retired habits, who labored to convert, and maintain the inhabitants in the Catholic faith. He was beloved by the simple tribe among whom he was domesticated, and they did not fail to prove their good will by frequent presents of such trifles as they found were agreeable to him. They say that he was a great writer; and occasionally received from the Indians of his parish a small quantity of finely colored dust which he made use of to dry his sermons and letters. Knowing how much the padre loved writing, they seldom returned from the mountains without bringing him some. It happened that once upon a time he had occasion to write to a friend of his living in the capital who was a jeweller, and did not fail to use ink and box. In returning an answer his knowing friend to his great surprise, bantered him with his great riches, saying that he dined the very ink on his paper was gold dust! This opened the simple padre's eyes. He sent for his Indian friend, and without divulging his newly acquired knowledge, begged him to get more of the fine bright edge, begged him to get more of the fine bright edge, begged him to get more of the fine bright edge. They nothing doubting did so. The demon of avarice began to whisper into the old man's ear, and warm the blood of his heart.

He begged for more and received it—and then more—till they had furnished him with several pounds weight. All entreaty that they would show him the locality where this bright dust was gathered, was resisted with calmness and steadiness for a long time. At length, wearied out, they told that as they loved him, and saw he was disturbed in mind they would yield to his desire and show him the spot on condition that he submit to be led to and from the place blindfold. To this he greedily consented, and was in course of time taken upon their shoulders and carried, whither he knew not, by many devious ways up and down mountain and barranca, for many hours into the recess of the cordillera, and there in a cave thro' which a stream issued from the breast of the mountain, they set him down and bound him. They there showed him quantities of the gold dust intermingled with large lumps of virgin ore, while their spokesman addressed him, saying; "Father, we have brought you here at your urgent request, because you so much desired it, and because we loved you, take now what you want to carry away with you—let it be as much as you can carry; for here you must never hope to come again; you will never persuade us more!" The padre seemingly acquiesced, and after disposing as much of the precious metal about his person as he could contrive to carry, he submitted to be blindfolded, and was again taken in the arms of the Indians to be transported home. The tradition goes on to relate how the good cure upon whom the cursed lust of gold had now seized, thought to outwit his conductors by untying his rosary and occasionally dropping a bead on the earth.

If he flattered himself that any hope existed of his being thus able to tread the blind maze through which he passed, and find the locality, he may imagine his chagrin, when once more arrived and set down at his own door, the first sight which met his uncovered eyes was the contented face of one of his Indian guides, and an outstretched hand, containing in its hollow the greater part of the grains of his rosary; while the guileless tongue of the finder expressed his simple joy at having been enabled to restore such a sacred treasure to the discomfited padre. Entreaties and threats were now employed in vain. "Gentle as the Indians were, they were not to be bent. Government was apprized of the circumstances, and commissioners were sent down to investigate the affair. The principal inhabitants were seized; and menace being powerless, torture, that last argument of the tyrant, was resorted to, but not a word could be wrung from them! Many were put to death; still their brethren remained mute; and the village became deserted under the systematic persecution of the persecutors. The most careful researches repeatedly made from time to time by adventurers in search of the rich deposit, have all resulted in disappointment; and, to this day, all that is known is, that somewhere in the recesses of those mountains lies the gold mine of Da Navidad."

A FAMILY SCENE.

Wife—My dear, I really think it time we had a new carpet for our parlor, that old red and green affair begins to look indifferent. Husband—(Rather coldly.) Its comfortable enough, I'm sure—suits well the furniture, and by no means offends my taste. Wife—(Affecting a pleasant and soothing tone) Why that may be all true enough, my dear, but appearances must be kept up. Husband—That is, we must spend twice as much as is necessary, to appear grand and elegant in the eyes of those who do not care a fig for us. Wife—No, I don't mean that at all, and you know I don't. But you know as well as I do, that if we do not let people see that we can afford to have the best of every thing, and look as well as our neighbors, they will not respect us. Husband—That (snapping his fingers energetically) for the respect of such people. What is it other people's business whether I have a richly furnished parlor or not. They certainly have no right to expect me to lay out twice as much in decorating a room to receive them in, when they choose to honor me with their company, as would keep my family in comfortable clothing for a year, and go far towards paying rent in the bargain. Wife—Nonsense! This is another specimen of your outlandish notions. If you were to have your own way, you would have no handsomely furnished parlor in the house, unless you could sit in it yourself every evening. Husband—May be I wouldn't. Wife—No, I know you wouldn't. Husband—Let me see—there's a sideboard which is never used, lumbering up our bed parlor, which cost me \$100. This sum would have carpeted our chambers, replenished our worn out beds, and purchased a new hair mattress for a summer luxury. And there is Jane's piano, which drained me of \$450 more, and is no use to any body in the house or out of it. The sofa, too, which none but strangers are allowed to enjoy, was \$300 more, and now you want a new carpet for the use of those who would be more ready to say an evil than a kind word of you. If it wasn't for these parlors, and or-

naments, and superfluities, I might get along in the world without all the embarrassments and perplexities that now dog my outings and incomings. The one or two thousand dollars which I have already paid out in costly and showy furniture for unoccupied rooms, if I now had it, would make my business easy, and enable me to add six or seven hundred a year to my income.

[Just at this interesting moment, a servant is summoned to the street door.] Wife—Bless me! there comes some one, and this room is all topsy-turvy. Here hand me the brush, this hearth is covered with coals and ashes. There, Sally, straighten down the rug. I do wish you would let me keep a fire every evening in the parlor; it is mortifying to be seen in this way by visitors.

[Servant returns from the door, and hands in a shawl that had been borrowed by a young lady an evening or two before.] Husband—(In a passion and with great warmth) So you have set all the evening with every thing in disorder, and the coals and ashes strewn clear out the fender; and this was all good enough for me. But no sooner is a knock heard than every thing must be put in place, and the hearth made decent for the comfort of more strangers! I'll sell the piano, sideboard, sofa, and all—confound me if I don't. I'll let you see whether I am to be humbugged in this way any longer! I'll have nothing about this house that I cannot enjoy myself; and if strangers expect to be treated better here than I am, they will find themselves confoundedly mistaken! [Curtain falls slowly—husband pacing hurriedly across the room, and wife almost thrown into convulsions in vain effort to get a fit of the hysterics.] —[Baltimore Visitor.]

Singular.—A Hindoo, at Calcutta, not long since, offered a quantity of bank notes to the Bank of Bengal for specie, but was thunderstruck on being told that the notes were of no more value than the same amount of blank paper—the signatures being wanting. He declared that when many months previous, he deposited them in a copper box, from whence they had not before that day, been removed, the notes were good notes, had been issued by the bank, and the signatures were all attached to the notes in the usual manner. An investigation was had—and it was found on comparing a number of their bills with the records of the doings of the Bank, that bills of similar value, had been issued at that time, and had never been redeemed. The Directors finally concluded, that there was no reason to suspect fraud, but wished to avail themselves of the services of an able chemist, before they came to a final decision. Attempts were accordingly made to discover the traces of the signatures which were wanting, but without success. The writing in Bengali ink, which resembles the kind of ink used by the natives of China, remained uninjured—but what had been written in English ink, a kind used by the residents in Bengal, composed of sulphate of iron and an acid, had entirely disappeared. A paper, which was written on with English ink, was then placed between two sheets of copper, and in the course of a short time, the writing was entirely effaced. After this experiment, the Bank no longer demurred to receiving the notes from the Hindoo.

The following singular instance of the effects of the expansion of water by freezing, is related in the *Cincinnati Whig* of the 22d inst:— "The attention of many of our curious and scientific citizens was yesterday very pleasantly arrested by an occurrence at the Iron Foundry of Messrs. Harkness, Forbes & Co. in this city, exhibiting a specimen of the extraordinary power of the expansion of water by freezing."

An immense large iron anvil, weighing between three and four tons, and measuring three feet in diameter, had been left lying by the door of the Furnace, exposed to the atmosphere. The anvil was perfectly solid with the exception of a very small crack or crevice in the centre of one of the sides, about five inches long and about four inches in depth, which from the rain had become filled with water. The quantity of water which the crevice contained could not have exceeded half a gill. In the course of the night of the 20th inst. this water became frozen, (and extraordinary as it may appear,) its expansion completely severed in two parts the immense mass of solid iron, and so great was its expansive power that when the separation took place, a large log of wood which lay on the top of the anvil, was thrown to the distance of several feet.

Had the crevice been filled with powder, and the powder ignited, the effect would not have been a thousandth part so great."

SELF-FORGOTTENESS.—We saw an anecdote going the rounds, of a man who went to the post office, and forgot his own name. The case is a strong one, but not so strong as one that we remember at the East, of a Mrs. Farnham, who was always inquiring the way home when she walked out; asked occasionally to be introduced to her husband; made acquaintances every week or two with her children; and at length, one day returning home from a walk, she

knocked at her own door, and asked if Mrs. Farnham lived there, "certainly ma'am" replied the servant thunderstruck—"and pray," said madam Farnham, "is the lady in?" The maid took her bundle and made tracks at once, as to living with a double woman, one half of whom came to inquire for the other—it was more than she could do.

Plain Ladies Attend.—A Mr. Ashby in Salem advertised for sale "2000 Plain Ladies' Fur Soles." This reminds us of the merchant who advertises "Red Children's Stockings." Wonder if the soles in question wouldn't answer for handsome ladies as well as for plain ones? Plain ladies generally have souls of their own. [Ded. Adv.]

Chilblains or frost-bitten feet cured by bathing the feet in warm water until they are soft, then placing them in a basin of cold-vinegar for a few moments, go to bed immediately, and you will rise in the morning freed from the disagreeable and vexatious complaint.

THE MINT AND THE COINAGE.—The National Intelligencer of Wednesday says, the important bill consolidating into one, with slight alterations, all the existing laws and regulations respecting the Mint and Coinage, was yesterday ordered to be engrossed for a third reading in the House of Representatives. Mr. Adams having waived his objections to parts of the bill, after having maturely examined it, and other objections being obviated by amendments. As the bill now stands, the Gold Coin remains as now; the Silver Dollar is to be hereafter of the weight of 412 1-2 grains instead of 416, its present weight, (the quantity of pure silver in it, however, remaining the same,) and the parts of a dollar of proportionate weight; and the copper coin remains, instead of being reduced as proposed, at its present weight of 168 grains to the cent, and 34 grains to the half cent.

Shocking Death.—Two lovely little girls, of three and five years of age, lost their lives in N. York last week, by the stupidity, or criminal negligence of a vendor of medicine. The father of the children was a Prussian, and arrived in this country about three weeks since. Some slight disorder occurring with his daughters, a physician recommended rhubarb—which the father procured at some medicine store, and administered. In about an hour after, one of them died; and in the evening, the other. A chemist subsequently examined the medicine, and it proved to be mixed with opium, in so great a proportion of the latter, as that a moderate dose would have killed an adult. The father had been so short a time in the city, as to be unable to tell the street where he made the purchase. The police, however, are making active search, to find out where it was sold. We trust they will be successful, and the bungler who thus murdered two innocent children, be brought to condign punishment.—East Argus.

BROKEN BANKS, &c.

Burrillville, R. I.; Passamaquoddy, Eastport, Me.; Hallowell and Augusta, Me.; Kenneboc, Me.; Castine, Me.; Wiscasset, Me.; Eagle, N. Haven, Conn.; Derby, Conn.; Nahant bank at Lynn, Mass.; Farmers', Belcherstown, Mass.; Seaboard bank, R. I.
New counterfeits of \$5 bills of Waldo bank, Belfast, Me. stereotype plate, are in circulation.
A great many counterfeits of \$3 bills of State Bank, Hallowell, are in circulation.
New counterfeits of \$1 bills of Union Bank, N. E. Bank Note Co's. General Plate, with Check Plate on the back, are not received.
New counterfeits of \$1 bills of Lincoln Bank, Bath, Me.—Portland's Plate.
\$5 Kenduskeag Bank, Bangor, Me. stereotype plate.
\$5 Waldo Bank, Me. stereotype plate.
New counterfeits of Notes of the Bank of Norfolk, Roxbury, dated previous to the 16th of August, 1834. [Kennebec Journal.]

Most Melancholly.—"We saw," says the *Dudman Patriot* of Thursday, "a small boy in Roxbury, the other day, on his way to the Institution in Boston, who was totally blind. His case was singularly distressing. A year ago, he was a bright, playful lad, with sharp, black eyes; he took the whooping cough and soon after caught a violent cold, which brought on a cough of a most serious character. He strained himself so much by coughing that his eyes actually started from their sockets, and hung down on his cheeks! The physician who attended him, in attempting to restore them to their place, unfortunately severed the cord by which they were held in the sockets, and they both dropped out! His eyes are now sealed in eternal night, the unfortunate lad will be compelled to grope his way through life without even the hope of relief to cheer him."

Lion.—A young upstart once boasted in company that he was the lion of the day. "You must acknowledge," said one present, "that you are not yet old enough to be the lion; but we are all willing to allow that you are a whelp."—Bos. Her.

Governor's Message, Gentlemen of the Senate, and of the House of Representatives—

The commencement of a political year is a period of deep interest to every people that enjoy the protection of a republican government. The re-organization which necessarily takes place at this time, cannot but arrest public attention. It leads the mind of the citizen to contemplate the blessings that flow in upon him from the invaluable institutions with which his liberty and happiness are identified, and impels him to acknowledge with renewed feelings of gratitude the goodness of God, upon whom we are at all times dependent, for every source of public and private prosperity.

Since the close of the last session of the Legislature, no event has occurred materially to interrupt the general prosperity of the State. Its varied and important interests have been abundantly blessed, and the wealth drawn by its hardy and industrious sons from Agriculture, Commerce, Fisheries, and the Arts, has amply repaid their toil.

It affords me great pleasure on this occasion to be able to speak of the prosperous condition of the State, and particularly in view of the resolution I have formed of retiring at the close of the political year upon which we have now entered, from the office to which the partiality of my fellow citizens has at several successive elections elevated me. For these repeated expressions of their approbation, permit me to say, I feel profoundly grateful, and I appreciate them with still deeper sensibility, from an abiding conviction of the forbearance with which all measures emanating from the Executive have in the mean time been regarded by the people.

A Report of the Board of Internal Improvements will exhibit their operations during the past year. The surveys that have been made under their direction afford encouragement to the enterprise which has given rise to them, and cannot fail to be of ultimate benefit to the public. I cannot forbear to remark here, that from the reflection I have been able to bestow upon the subject, and from the success which has attended similar efforts in other States of the Union, I am persuaded that there is very little danger of affording too much encouragement in this or any other judicious manner, to the improvement of the dormant resources of the State.

The State, as well as our citizens individually, is rich in lands, in timber, in granite and lime quarries, in water power for manufacturing purposes, and to an equal extent at least, with any other State in the Union, in all the essentials of profitable industry, except moneyed capital. These advantages are profusely scattered through the State, but the greater part of them lie dormant, from the want of a money capital adequate to their improvement. Under these circumstances the policy of lending public aid to individual enterprise, in such works of improvement as shall be of generally admitted importance, is presented to every mind, by the examples furnished by other States and the spirit of the age.

Should it be deemed expedient for the Government to aid in the introduction of capital from abroad, even if done upon the credit of the State, to be applied to the construction of railroads, canals, or such other works of internal improvement, as would give a useful impetus to the industry of our citizens, together with satisfactory assurance that the advancements would be fully repaid either in money or in benefits to the whole people; and such a course would doubtless be within the constitutional power of the Legislature.

The seal of popular reprobation has been placed upon the doctrine of having Internal Improvements by the National Government incorporated into the policy of the Federal Administration. This doctrine cannot receive the sanction of those who desire to see the operations of the Federal Government restricted to the few general purposes of foreign and domestic policy, for which it was instituted. The States, and the States only, in their exercise of distinct sovereignty, are the guardians of sectional improvements, which the interests of their respective populations designate as desirable. In most of the States, if not all, it is a question of policy, and not of power, whether such works as have been alluded to, shall be executed at once, by directing the energies of the local government to bear upon them, or be left to wait the tardy struggle, which individual enterprise might be induced to make, for the sake of securing their advantages. In this State I conceive it to be a question of policy exclusively, and within the decision of the Legislature, whose foresight and wisdom will, without doubt, administer to it ample justice. Desirous as I am, that the people of Maine should realize the benefits which their location and resources are susceptible of affording, I shall most cheerfully aid whatever policy may be adopted by the Legislature, intended to effect so desirable a result.

In this connection, it affords me pleasure to say, that the route for a Rail Road from Belfast in this State to the Canada line has been accurately surveyed by a skillful and experienced Engineer. His report upon the subject is herewith transmitted, and cannot fail to attract your particular consideration.

The sales of the public lands during the past year have been quite limited. A recurrence to the Report of the Land Agent, which is herewith laid before you, will exhibit the present condition of that Department.

The Geological Survey of the State, for the purpose of ascertaining the nature, position and value of the various rocks, minerals and soils to be found therein, has been commenced the past season under the direction of Dr. Charles T. Jackson, a gentleman eminently qualified by his devotion to Geological pursuits, and his untiring industry and perseverance, for the impor-

tant service with which he has been entrusted. His report will be submitted for your consideration at an early day; and I cannot but express the hope, that an examination of its contents will awaken a new zeal in the prosecution of this survey, and induce you to give to it a liberal encouragement.

The annual Report of the Adjutant General is herewith communicated. By this Report it will be seen that the numerical force of the Militia of the State is forty-two thousand four hundred and sixty-eight men, being an increase from the last returns of one thousand six hundred and forty-one men.

The character and operations of the State Penitentiary should always be kept alive before the public eye. The subject is important, if it were only on account of the charge made upon the public finances, for maintaining the Institution.

The prison was erected in 1823. The sum expended in the purchase of the site, in the erection and repair of buildings, and other operations connected with the prison, in addition to the sum arising from the labor of the convicts, has amounted to one hundred and twenty-three thousand four hundred and eighty-nine dollars and twelve cents. During the last ten years only, the sums paid from the Treasury on account of the prison, if averaged upon the whole number of convicts, cannot have been less than at the rate of Two Dollars per week, upon each convict. A considerable portion of this expense has been laid out upon the buildings. Other details upon the Treasury may shortly be expected for the same purpose. With all these improvements it cannot be doubted, that the buildings are highly unsuitable for the proper purposes of a Penitentiary. They seem to have been constructed with a view to inflict the greatest punishment in the shortest time, and at the least expense. That plan has been abandoned, and no corresponding change has been made in the cold, damp, unventilated cell. Even if it be conceded that Thomaston is the most suitable location for the Prison, it is certainly a question worthy of your consideration, whether it may not be necessary to re-model the principal building in order to effect the objects which prison discipline is designed to accomplish.

There is, however, another view of this subject which ought not to be overlooked. When from any cause we exclude a fellow citizen from society, his right to intellectual and moral instruction remains unimpaired. The reform of an offender is among the primary objects of his confinement, and should hold a conspicuous place among the regulations of the Institution.

The whole subject is submitted to the Legislature, with the hope that to all existing evils a full and permanent remedy may be applied. A resolve was passed by the last Legislature authorizing the Governor, with advice of Council to appoint an Agent, whose duty it should be to superintend the erection of an Insane Hospital, agreeable to a plan of the most recently approved models for such an Institution, on the site in Augusta purchased for that purpose. In conformity to the authority vested in the Executive, the trust was confided to Rufus Williams, Esq. who has commenced the undertaking, and prosecuted it thus far in the most thorough manner. The Report of the Agent is herewith laid before you.

I have been apprized by the Secretary of the Treasury of the United States, that a portion of the public money will be deposited with this State on information being given of certain prerequisite measures on the part of the State. I transmit herewith the letter of the Secretary upon this subject, accompanied by a copy of the Act of Congress, passed at the last session of that body, entitled "An Act to regulate the deposit of the public money." Should the portion assigned to this State be received it must be recollected that it is subject to the recall of the General Government, whenever the wants of the public Treasury shall require it. Whatever disposition of it, therefore, you may conclude to make, it is essentially necessary that our financial affairs be placed in such position, as to be enabled to restore it whenever demanded.

The accumulation by the General Government of an amount of revenues, not necessary for public expenditures, is a policy of no doubtful character. Scarcely less reprehensible would be the policy of such an accumulation, to be distributed among the States, either as gratuities or deposits. The Revenues of the Federal Government ought not to exceed its actual wants, arising from the exercise of such powers only as have been expressly delegated to it in the Constitution. To that grade the people of Maine, by the action of their Legislature, have repeatedly resolved that their Legislative duties ought to be reduced, and to that opinion they steadfastly adhere. If you shall suppose that a renewed expression of that sentiment would give additional strength to the efforts of our delegation in Congress to obtain a reduction of duties, I would recommend that resolves for that purpose be forthwith adopted.

The importance of sustaining by a judicious policy the Agricultural interests of the State, and also of extending a liberal patronage to the great cause of education, has been brought in an especial manner to the consideration of the Legislature, in my former annual communication. I have there given my views so much at large upon these subjects, that I feel reluctant to press them again upon your attention. I need only refer to the suggestions there presented, to indicate the deep interest with which I conceive these topics commend themselves to all to Legislative favor.

Among the measures which I deem worthy of your consideration at the present session, is that of a reform or amendment of the Judiciary System. Enterprise, skill and industry are the

elements of public and private wealth, and to these principles the law should afford ample encouragement. For this purpose, there must be not only the highest protection to the acquisition and protection of property, but a strict enforcement of all legal rights between party and party. No system of laws, however perfect in itself, can answer the just requirements of society, unless those laws be *efficiently* and promptly administered. To the man of wealth, delays in the movements of the law may seem to be less injurious, but to the citizen of slender means, such delays are sometimes as fatal as would be an absolute refusal of remedy. Wherever there exists an impediment to the full and steady administration of justice, the incitements to enterprise and effort are diminished. In every such result, the whole public, as well as the individuals concerned, sustain an injury—and although from its nature this injury may not be so apparent, is not on that account the less real or the less serious. The evil arising from the delay in the administration of justice is one for which no sufficient excuse can be offered. A speedy trial of a suitor's rights can create no greater charge upon the finances of the State, than a trial long postponed; while to the parties concerned, and to parties in other suits, who are waiting their successive turns, the expenses and vexations are greatly multiplied. It would be difficult to assign any good reason why the claim of a suitor for the enforcement of what he deems his right should be delayed, through a want of tribunals, ready as well as competent to try his case. Does not such deficiency conflict with the constitutional provision that "Justice shall be administered promptly and without delay?"

That this inconvenience is experienced to some extent among us cannot be denied. Since the organization of our Judiciary System, a great accession has been made to the business of our citizens, bringing with it a corresponding increase of labors to the Judicial Department. A full and patient investigation of every case is due to, and expected by, the parties. While the courts are thus diligently employed in determining the suits earliest commenced, other cases are accumulating upon the docket. This accumulation, it is beyond the physical powers of the Judges to prevent. With the growing business of the State, is it not reasonable to expect that this evil will, under the present arrangement, be constantly increasing? It is not supposed that this condition of things is peculiar to our own State. But since it exists, it becomes your duty, gentlemen, as the constituted guardians of private as well as public rights, to provide a speedy remedy.

Among the modes suggested for relieving the people from the evils which press upon them under the existing arrangement, that of increasing the number of judges of the Supreme Judicial Court is conceded by those who are conversant with the subject to be indispensable. Probably the addition of one or two members to that Bench, with an exemption from trials in criminal cases under the grade of capital offenses, might prove a sufficient remedy for the evils now resulting from the existing organization of that Court.

What changes in the organization of the Court of Common Pleas may be requisite, in order to ensure to the citizens that prompt administration of justice, which sound policy and the Constitution demand, may be a question of greater difficulty. If the members of this Bench should be increased in number so as to furnish one Judge to each County, perhaps the object in view might be satisfactorily secured. Nor would such an arrangement be necessarily attended with much increase of expense, as the salaries might be graduated according to the labor required in the several counties.

In connexion with a reform of the Judiciary system in the particulars that have been named, it may be proper to suggest for your consideration the subject of instituting a further constitutional limitation of the Judicial tenure. I am well aware of the reverence that the citizens of every government have been instructed to cherish towards their Judiciary, and of the necessity of securing to its members in the discharge of their duties, the highest degree of independence, not inconsistent with the requisite guarantees for the rights and safety of the citizen. I am nevertheless at a loss to comprehend the consistency of those parts of the Constitution of the State, which rely upon a constant responsibility to the people of one class of their public officers in order to secure the highest degree of integrity, with other parts of the constitution, which are founded upon the apparently opposite principle of placing the judicial officer above all direct accountability, as the sure guarantee not only of integrity of purpose, but of that industry in the investigation of cases and application to legal study, without which the duties of the station can be but indifferently performed.

In the science of free government, responsibility to the people should be a standing ordinance. It should pervade alike every part of the political compact. It protects a government against itself, and is the bulwark in which human rights are to find their strongest defense. The spirit of the age inculcates uniformity in the application of the great principles of responsibility and obedience to the popular will. And whether there has or has not been any thing in the past history and experience of the people of this State under their Constitution to render obnoxious that tenure of it relating to the Judiciary, which places this department in a state, next to that of entire independence of popular suffrages; the apprehension of future possibilities and a regard for consistency in the provisions of our Constitution may of themselves be sufficient considerations, to warrant the Legislature in submitting to the people such a proposition for a change of the Judicial tenure, as will enable them to express fully their wishes upon

the subject. It is but appealing to the true source of all political power, and to the tribunal that never ought to be regarded with distrust by an American citizen.

The subject of the North Eastern Boundary of the State, which for several years past has been rendered deeply interesting to our constituents, from the claim set up in relation to it by the British Government, remains yet unsettled; and I regret to say, that I have received no information to warrant the opinion, that a speedy adjustment is expected.

This claim by the British Government grew out of an implied but unequivocal admission by her own authorities, that the territory in dispute belonged to Maine. In the negotiation of the Treaty of Ghent, the Commissioners on the part of Great Britain requested "such a variation of the line of frontier, as might secure a direct communication between Quebec and Halifax."

This request was an obvious concession, that without such variation the requested territory would not belong to that Government. To this request the Commissioners on the part of the United States replied, that the Federal Government had no power to cede away any portion of the domain of one of the States of the Union. Resort was then had to ingenuity, and this resulted, not in asserting a claim to the desired territory, but in declaring, that there was "much doubt whether it does not already belong to Great Britain." Upon this expression of a doubt, the whole superstructure of the controversy has been raised.

A claim to territory then began to be made. This claim at first was indeterminate, for it indicated no line of boundary, and referred to no documents or reasonings by which it was to be sustained. Is it not then safe to conclude, that this claim originated from a mere effort of invention? It contravenes the Treaty of Boundaries, and in sustaining it, its supporters have substituted argument and ingenuity for truth and justice.

It must be conceded, that our people and their State Government have exercised a most liberal forbearance upon the subject, considering the series of years it has been agitated, and the successive incidental circumstances calculated to excite and aggravate popular feeling. Our soil and our sovereignty have been invaded. Over a portion of domain of incalculable value, owned jointly by this and our parent Commonwealth, an attempt has been made to establish an adverse claim. The jurisdiction of the State has been rendered inoperative, either for the protection or redress of our injured inhabitants. Under color of authority from a foreign Government our unoffending citizens in time of peace have been forced from their rightful homes and dragged beyond the limits of the State.

Trials for imaginary crimes have been instituted against them, and upon our brethren, guilty of no offense, and charged with no wrong, the indignities of a foreign Jail have been imposed. Our political system has lodged in the first instance the power and the duty of protection, with the Federal Government. To that Government we have appealed, but relief has not come. Our lands are sequestered, our sovereignty is insulted, and our injured citizens are unredressed. In this State of things, is it not due to our self-interest as well as to the cause of justice, that the State of Maine should insist on being immediately placed by the Government of the United States, into the possession of the inalienable rights from which she has been so long excluded.

The operations and condition of the Treasury will be exhibited in the annual Report from that Department, which will shortly be laid before you. During the past year, the receipts including a balance on hand from the preceding year, amounted to Two Hundred and Thirty One Thousand, Nine Hundred and Nineteen Dollars, and Sixty Cents, and the disbursement to Two Hundred and Six Thousand, Nine Hundred and Twenty Two Dollars and Seventy Nine Cents, leaving a balance in the Treasury on the thirty-first day of December last, of Twenty Four Thousand, Nine Hundred and Ninety-Six Dollars, and Eighty One Cents.

The funded debt due from the State is One Hundred and Thirty Five Thousand Dollars, and the public securities now in possession of the Land Agent amount to Three Hundred and Forty Thousand, Six Hundred and Eighty Two Dollars and Eighty Four Cents. The revision in the money affairs of the Country has lessened the demand for public lands, and retarded the collection of debts due upon the sales of former years. By the operation of these causes, the receipts into the Treasury from the Land Department have fallen short of the estimated sum. In other respects the affairs of the Treasury have been attended with all the prosperity which was anticipated for it, by the Legislature and the people.

I received a communication in the month of October last, from the Hon. Elmer Shepley, resigning his seat in the Senate of the United States. As a full representation of the State in that body was considered desirable, a temporary appointment was made by the Executive. The appointment now devolves upon the Legislature.

In conclusion, gentlemen, permit me to assure you, of a ready concurrence in every constitutional measure, calculated to advance the welfare of our constituents.

ROBERT P. DUNLAP,
Council Chamber,
January, 1837.

Two dollars and fifty cents per day are offered for laborers in New Orleans.

Santa Anna has been set at liberty, and is on his way to Washington.

ON TOWN DEMOCRACY. Paris, January 17, 1837.

To our friends and Patrons.
A Term of the Court of Common Pleas will be held in this town next week, which will afford an opportunity for those indebted to us to forward the small amount due us by such of their friends and neighbors as have business at Court which we hope they will improve. The sums are small to them, but taken in the aggregate are of infinite importance to us, to enable us to meet the demands of our creditors. Such as do not have an opportunity of sending by private conveyance will please forward it, in current bills, by mail, at our risk. Our liabilities are large, we depend entirely on our friends for the means of liquidating them, and we sincerely hope they will not disappoint us.

GOVERNOR'S MESSAGE.

This document we publish to-day and commend it to the attentive perusal of our readers. In our opinion this is decidedly the best that we have received from our present Executive, and our favorable opinion of his former ones has been fully expressed. The many important and interesting topics contained in it are treated in an able manner, and we believe the views therein expressed will meet with the approbation of the people generally. On the subject of Internal Improvement, there may be and perhaps is some difference of opinion as to the extent to which it is proper for our State to engage herself at the present time. People in different sections of the State may without being fully aware of it be influenced in their views by a misapprehension of the private wealth and enterprise is adequate to the accomplishment of all that is desirable in this matter. The Governor wisely and properly leaves it to the Representatives of the people to say how far it is proper for the State to aid in the enterprises, and we have full confidence that they will be as liberal as their constituents desire. Another important topic in the Message is the Judiciary System. The people of this county are perhaps not aware of the delay, inconvenience and expense to which suitors are subjected in some counties in this State, amounting almost to a denial of justice. Here a trial can generally be had as soon as the parties are ready. Elsewhere it is not so. With the best exertions of the Court business accumulates faster than it can be disposed of. Delays in Courts of Justice are attended with no slight expense, and when long protracted, the poor man may be ruined even when he gains his cause. Those acquainted with the subject have for some time been aware, that the increased and increasing amount of business in the Supreme Court would require an increase in the number of the Court, or that some other mode should be adopted to relieve the burdens which have been pressing more and more heavily upon them until public interest calls the attention of the Legislature to the subject. The suggestion that the present administration of justice requires an increase of the number of Judges in the Court of Common Pleas, so as to furnish one for each County, may be a proper and a wise one, but it does not commend with our preconceived opinions on the subject. It may remedy some existing evils, but we have some doubts whether in other respects it would be equally satisfactory to the people with the present system. On the subject of instituting a further constitutional limitation of the Judicial tenure we entirely agree with the message, and we believe that the great body of the people will concur in the sentiments therein expressed. We have repeatedly called the attention of our readers to this subject, and often expressed our conviction of the propriety of limiting the tenure of the Judicial office to a term of years, and thus make the tenure more directly responsible to the people.

The subject of our North-eastern boundary is treated briefly and appropriately. It is one of difficulty and complexity and has been for some months agitated by the State. We are pleased with the plain and manly tone of the message on this subject, and believe that it will meet the approbation of the people. We have long and long enough, and must demand of the general government the acknowledgement and enforcement of our rights as they are prepared to see them silently abandoned. We want to see the question settled one way or another, and we hope that a decision will be reached with all proper zeal and energy so that the people of this State may know what they are to expect.

LEGISLATURE. At our latest accounts from Augusta the Legislature were about commencing business. We do not learn that they have done much yet. The organization was retarded two days by the storm, and many of the members did not arrive until some time last week. We trust they will endeavor by increased diligence to make up for the lost time. We shall select from time to time, from the Journal of the proceedings, such matters as we think will be generally interesting to our readers.

CORRIGENDUM. We find but little of interest in the proceedings of Congress. The Committee to whom the subject was referred have reported in favor of a reduction of the Tariff to the amount of about seven millions. This may and probably will be agreed to, but when the question arises, on what article the reduction shall be made, we anticipate that there will be found to be a great diversity of opinion, arising from the conflict of personal and sectional interests. Some will be in favor of repealing the duty on some of the necessary articles of life, others will contend as strongly for a pro rata reduction on all dutiable articles. We hope that this conflict of opinions may not be so great as to prevent anything being done. The Senate have voted by a large majority for the admission of Michigan.

AMERICAN MESSENGER. We have received the first number of the paper published in Philadelphia with the above title. We are much pleased with its appearance and character so far as we have had time to examine it, and above all with its cheapness. It is a weekly paper of large size and well printed and of a literary character. The specimen received is a Mammoth sheet. The price is \$2 per an. for a single copy—and will be sent for \$5, and ten copies for \$10 forwarded in advance. This is the cheapest literature we know of. We invite the examination of the number received.

Probate Courts.—Notice.

In consequence of the severity of the weather and the impassable state of the roads, it has been impossible to attend the Probate Courts which were recently to have been held. To remedy the inconvenience as far as possible, a Probate Court will be held at the Probate Office on Monday next.

Legis.

On motion of Benson and Gretee to prepare Report of the Senate.

Ordered, That the Senate during the fourth district appoint his seat.

On motion of Ordered, That Severance be a general officiating Clerk, and require the duties of Clerk present session. The Senate adjourn at 4 o'clock.

HOUSE OF

Messrs. Gooden, Knight of Bridge, Pierce of Bridgeton, Balterboro, Cushman, land, and Keam qualified and took a printed Report was presented and accepted by the House were announced by the House.

On Leave of Jay, Rea of Broad, Ross of Dexter, of Cutler, and Sol.

On Finance. Brooks of York, Vassalboro, Han, Eastport, and Fl.

On Change of Palermo, Pratt of Kennebunk.

On County Est. Bethel, Lyman of Freeman of Monmouth, Carll of Hollis, R.

On Engrossed of Gray, Shapleigh, erville, Isle of Br, Bunk of Gilead, both.

On Bills in the Wells of Hallowell, of Saco, Vance of Hubbard of Wiscasset.

On Pay Roll. aston, True of Nor, ver, Waterhouse of, ron, Conner of Falmouth.

The Report of on the returns of v, rent political year was read and ac.

On the from the Committee to wait on him that the enor for the cur, ches of the Legis, the Representative, ministering to him, Constitution; was Messrs. Redington, Cook of Wat, and Judkins of H.

Committee on the Mr. Redington, the Committee had elect, and that he had thanked his fellow mark of their confidence tendered to attend forthwith Houses of the Legislature and subscription Constitution.

A Message was proposing a Convention for the purpose elect to enter upon the House and Senate.

In Convention Mr. Vance of Message to the Governor that the two Houses ready to administer the Constitution; duty, reported that pleased to say that vention forthwith. The Governor by the Council, apartments and pre, nebec, and took a scried by the Co. The Secretary tion that Robert I, ected and qualified current political y. The Governor the House adjourn.

Order from the mittee to wait upon him that the Leg ready to receive may be pleased to currence, and M.

